

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NORTH CAROLINA  
WESTERN DIVISION

ROBERT GENE BAILEY, )  
                          )  
Plaintiff,            )  
                          )  
v.                     )       **JUDGMENT**  
                          )  
WILLIAM C. TOMAN, JR.; R.M.      )       Case No. 5:13-CV-402-FL  
ASHLEY; K.D. MACKEY; P.J.        )  
GRAHAM; RON SMITH; UNKNOWN    )  
FEMALE OFFICER; C.C. BLAKE;    )  
and JOSEPH GARDNER,            )  
                          )  
Defendants.            )

**Decision by Court.**

This action came before the Honorable Louise W. Flanagan, United States District Judge.

**IT IS ORDERED, ADJUDGED AND DECREED** in accordance with the court's order entered July 1, 2013, and for the reasons set forth more specifically therein, that plaintiff's complaint is dismissed pursuant to 28 U.S.C. §1915(g). The plaintiff shall have and recover nothing from this action.

**This Judgment Filed and Entered on July 1, 2013, and Copies To:**

Robert Gene Bailey (via U.S. Mail) Hyde Correctional Institution  
PO Box 278, Swan Quarter, NC 27885

July 1, 2013

JULIE A. RICHARDS, CLERK

/s/ Christa N. Baker

(By) Christa N. Baker, Deputy Clerk